IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.514 OF 2006

IN

SUMMARY SUIT NO.1871 OF 2004

...

Mr.Vashu B. Mulchandani
Karta of Vashu Bhojraj (H.U.F.)
proprietor of VBCO Enterprises ...Plaintiff

v/s.

M/s.Light Steel Corporation
and others ...Defendants

...

Mr.Girish Desai i/b K.D.Shukla & Co. for the Plaintiff.
Mr.V.A.Rathi for Defendant No.4.

...

CORAM: D.K.DESHMUKH, J.

DATED: 20TH FEBRUARY,2007

P.C.:

1. The Plaintiff is pressing his suit on the basis of consent terms dated 9-9-2000. There is no provisions in the consent terms for payment of any interest. But the Plaintiff is claiming interest from 1-6-2000. The suit of the Plaintiff, therefore, may not be maintainable as a summary suit.

2. Summons for judgment is, therefore, disposed of. Defendants are granted unconditional leave to defend the suit. Suit be transferred to commercial cause list. Written statement to be filed within a period of eight weeks from today.

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